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FACSIMILE COVER SHEET

DATE: January 13, 2011
TIME: _____

OUR REF.: BPD-103US
YOUR REF.: 10/563,681

TO:	Refunds
FIRM:	USPTO
FROM:	Kathleen P. Carney on behalf of Jacques L. Etkowicz
FAX:	571-273-6500
TELEPHONE:	
TITLE OF DOCUMENT: Request for Refund	
Total Number of Page: 8 (Including this form)	

On June 4, 2010, a Request for Refund was electronically filed in the above-identified application. Attached is a copy of the request, as filed. According to PAIR, it has not been forwarded to your department for consideration. Thank you for your assistance in this matter.

CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION

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Please notify us immediately if you have not received the number of pages indicated above.

Electronic Acknowledgement Receipt

EFS ID:	7744440
Application Number:	10563681
International Application Number:	
Confirmation Number:	3643
Title of Invention:	DEVICE FOR SIMULTANEOUSLY CARRYING OUT BLOOD GROUP DETERMINATION, SERUM CROSS-CHECK AND ANTIBODY DETECTION TEST
First Named Inventor/Applicant Name:	Peter Schwind
Customer Number:	31344
Filler:	Jacques L. Etkowicz/Kathleen Carney
Filler Authorized By:	Jacques L. Etkowicz
Attorney Docket Number:	BPD-103US
Receipt Date:	04-JUN-2010
Filing Date:	21-JUN-2006
Time Stamp:	10:56:54
Application Type:	U.S. National Stage under 35 USC 371

Payment Information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/Message Digest	Multi Part/.zip	Pages (if appl.)
1	Miscellaneous Incoming Letter	SmallEntityStatus.pdf	24657 9010407011082770dc1020664ec0014ca500 e001	no	1

Warnings:
Information:

2	Refund Request	RequestforRefund.pdf	127947 C:\d\msm\3251\03\072\163172\1076290\5492389	no	4
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Warnings:**Information:**

Total Files Size (in bytes):	152604
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

BPD-103US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appn. No: 10/563,681
 Applicant: Peter Schwind et al.
 Filed: June 21, 2006
 Title: DEVICE AND METHOD FOR SIMULTANEOUSLY CARRYING OUT BLOOD
 GROUP DETERMINATION SERUM CROSS-CHECK AND ANTIBODY
 DETECTION TEST
 TC/A.U.: 1641
 Examiner: Bao Thuy L. Nguyen
 Confirmation No.: 3643
 Docket No.: BPD-103US

REQUEST FOR REFUND

Mail Stop 16
 Director of the U.S. Patent and Trademark Office
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for refund with respect to the charge to AMEX shown on the May 2010 statement for the above-identified application.

- Accompanying this request is a copy of the monthly statement on which the referred charge is listed. Along with a copy of the USPTO Transaction Details.

II. FEES CHARGED FOR WHICH REFUND IS REQUESTED

		Amount of Refund Requested	
<input checked="" type="checkbox"/>	Issue Fee	\$	755
	TOTAL REFUND REQUESTED	\$	755

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

On May 17, 2010, the issue fee was erroneously paid as a large entity in the amount of \$1,510. We have been advised that the applicant of the above-identified application has always been entitled to small entity status. We have concurrently filed a statement advising the USPTO of the entitlement to small entity status and, therefore, respectfully request that one-half of the issue fee be refunded.

Page 1 of 2

BPD-103US

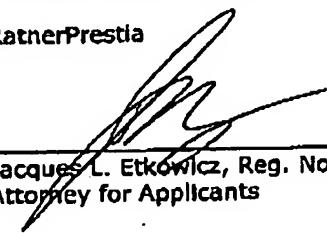
IV. MANNER OF REFUND

Please make refund to original payment method:

- credit AMEX card no. 3785-715206-31007.

Respectfully submitted,

RatnerPrestia


Jacques L. Etkowicz, Reg. No. 41,738
Attorney for Applicants

JLE/kpc

- Attachments: Copy of the monthly statement on which the referred charge is listed
Copy of USPTO Transaction Details

Dated: June 4, 2010

P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

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Page 2 of 2



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Credit Card Statement for - Kathy Carney (Account#:...007) For 05/2010

Type	Transaction Status	Date Posted	Name/Number	Attorney Docket Number	Charged Credits (-)	Charge Date
Sale	Active	05/03/2010	12740377	ADM0-10US	\$605.00	04/30/2010
Sale	Active	05/03/2010	10813487	MAX-105US	\$1,055.00	05/03/2010
Sale	Active	05/03/2010	12754585	AGA-108US1	\$389.00	05/03/2010
Sale	Active	05/03/2010	11810353	IMSP-110US	\$1,825.00	05/03/2010
Sale	Active	05/03/2010	12033222	NJM-117US	\$180.00	05/03/2010
Sale	Active	05/06/2010	10887728	MAX-107US	\$405.00	05/05/2010
Sale	Active	05/10/2010	12683884	GHL-101US	\$40.00	05/10/2010
Sale	Active	05/10/2010	12688887	GHL-102US	\$40.00	05/10/2010
Sale	Active	05/10/2010	12776394	HLO-104US	\$1,142.00	05/10/2010
Sale	Active	05/11/2010	12683884	GHL-101US	\$85.00	05/10/2010
Sale	Active	05/11/2010	12668887	GHL-102US	\$66.00	05/10/2010
Sale	Active	05/11/2010	11338517	TJA-132US	\$65.00	05/10/2010
Sale	Active	05/11/2010	12778722	TJA-132US1	\$402.00	05/10/2010
Sale	Active	05/11/2010	12878423	TJA-242US	\$40.00	05/11/2010
Sale	Active	05/11/2010	12878423	TJA-242US	\$55.00	05/11/2010
Sale	Active	05/12/2010	11884208	CAP-186 US	\$63.00	05/11/2010
Sale	Active	05/17/2010	10353681	BPD-103US	\$1,825.00	05/17/2010
Sale	Active	05/18/2010	10537724	CAP-165US	\$1,070.00	05/18/2010
Sale	Active	05/19/2010	12672732	TJA-236US	\$85.00	05/19/2010
Sale	Active	05/18/2010	12676220	TJA-243US	\$85.00	05/19/2010

(*) In the type column indicates that a single payment paid for multiple items or multiple payments paid for a single item.
 Note: An Adjustment indicates that a sale was reversed, not that payments were refunded.

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Page 1 of 2

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Jan-13-2011 03:11pm From-RATNER PRESTIA

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T-585 P.007/008 F-336

Last Modified: 05/02/2010 14:59:32

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Sale Items					
Name/Number	Attorney Docket	Status	Quantity	Item Total	Payment Amount
10563881	BPD-103US	Active	1	\$1,810.00	\$1,810.00 1501 UTILITY ISSUE FEE
10563881	BPD-103US	Active	1	\$300.00	\$300.00 1504 PUBLICATION FEE FOR EARLY, VOLUNTARY OR NORMAL PUBLICATION
10563881	BPD-103US	Active	6	\$3.00	\$15.00 8001 PRINTED COPY OF PATENT W/O COLOR, REGULAR SERVICE

Payment Details		
Payment Type	Total Payment Amount	Payment Date
Credit Card	\$1,825.00	05/17/2010

BPD-103US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appn. No: 10/563,681
Applicant: Peter Schwind et al.
Filed: June 21, 2006
Title: DEVICE AND METHOD FOR SIMULTANEOUSLY CARRYING OUT BLOOD
GROUP DETERMINATION SERUM CROSS-CHECK AND ANTIBODY DETECTION
TEST
TC/A.U.: 1641
Examiner: Bao Thuy L. Nguyen
Confirmation No.: 3643
Docket No.: BPD-103US

SMALL ENTITY STATUS UNDER 37 C.F.R. § 1.27

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Assignee of the above-identified application, Medion Diagnostics AG, qualifies for small entity status under 35 U.S.C. § 1.27. Accordingly, applicants respectfully request that this change of entity status be entered into the USPTO record.

Respectfully submitted,

RatnerPrestia


Jacques L. Etkowicz, Reg. No. 41,738
Attorney for Applicants

JLE/kpc

Dated: June 4, 2010

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